



Atty. Dkt. No. 037602-0109-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David GOLDWITZ

Title: PORTABLE SHELTER FOR
GOLFERS

Appl. No.: 10/766,947

Filing Date: 01/30/2004

Examiner: Unassigned

Art Unit: 3637

**TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed 06/14/2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

Declaration and Power of Attorney (2 pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

Return Copy of Notice to File Missing Parts

Translation

Drawings (3 sheets – Figs 1-3)

[] Preliminary Amendment

[] Claim for Convention Priority and certified copy of priority documents

[] Information Disclosure Statement

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month

[] Extension for response filed within the second month

[] Extension for response filed within the third month

[] Extension for response filed within the fourth month

[X] Extension for response filed within the fifth month

[] Other:

The filing fee is calculated below:

Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Filing Fee			\$790.00	\$790.00
				0
Total Claims:	1	- 20 = 0	x \$50.00 =	\$0.00
Independents:	1	- 3 = 0	x \$200.00 =	\$0.00
If any Multiple Dependent Claim(s) present:			+ \$360.00 =	\$0.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee			+ \$130.00 =	\$130.00
[X] Extension fee for response filed within the fifth month:			+ \$2,160.00 =	\$2,160.00
			SUBTOTAL: =	\$3,080.00
[X] Small Entity Fees Apply (subtract ½ of above):			=	\$1,540.00
			TOTAL FILING FEE: =	\$1,540.00
Processing Fee under 37 CFR 1.17(i) for Late Filing of English Translation of Application:		+ \$130.00 =		\$0.00
			TOTAL FEE =	\$1,540.00
Difference to pay:		- \$0.00 -		\$1,540.00

[] Check in the amount of \$1,540.00 in payment of surcharge fee, filing fee and extension of time.
(37 C.F.R. § 1.16(e))

[] Please charge Deposit Account No. 19-0741 in the amount of \$1,540.00 in payment of surcharge fee
(37 C.F.R. § 1.16(e))

[] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

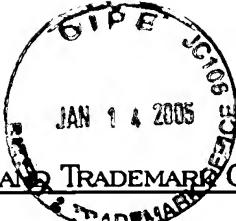
Respectfully submitted,

Date January 14, 2005

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5582
Facsimile: (202) 672-5399

Howard N. Shipley
Attorney for Applicant
Registration No. 39,370



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,947	01/30/2004	David Goldwitz	037602-0109-1

CONFIRMATION NO. 2490

22428
FOLEY AND LARDNER
SUITE 500
3000 K STREET NW
WASHINGTON, DC 20007

FORMALITIES LETTER



OC000000012940774

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) all.

SUMMARY OF FEES DUE:

01/19/2005 MAHMED1 00000116 10766947

01 FC:2001	395.00	OP
02 FC:2051	65.00	OP
03 FC:2255	1080.00	OP

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

RASANT
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY